#### Amendment to Claims

# 1. (Currently Amended) A calcium salt of the formula

$$R_3$$
 $R_4$ 
 $R_6$ 
 $R_7$ 
 $R_8$ 
 $R_1$ 
 $R_8$ 
 $R_1$ 
 $R_2$ 
 $R_4$ 
 $R_6$ 
 $R_7$ 
 $R_8$ 
 $R_9$ 
 $R_9$ 

wherein  $R_1$  is alkyl, cycloalkyl or aralkyl;  $R_2$ ,  $R_3$  and  $R_4$  are independently hydrogen, halogen or alkyl;  $R_5$  and  $R_6$  are independently hydrogen, halogen, alkyl, cycloalkyl, aralkyl, alkoxy or aralkoxy; and the hydroxyl group at the 3-position is in the R-configuration and at the 5-position in the S-configuration; or an enantiomer thereof; or a hydrate thereof; obtainable by made by a process comprising:

### (1) hydrolyzing a compound of the formula

$$R_3$$
 $R_4$ 
 $R_6$ 
 $R_6$ 
 $R_1$ 
 $R_4$ 
 $R_6$ 
 $R_1$ 
 $R_1$ 
 $R_2$ 
 $R_4$ 
 $R_4$ 
 $R_5$ 
 $R_1$ 
 $R_1$ 
 $R_2$ 
 $R_4$ 
 $R_5$ 
 $R_1$ 
 $R_1$ 
 $R_2$ 
 $R_3$ 
 $R_4$ 
 $R_5$ 
 $R_1$ 
 $R_2$ 
 $R_4$ 
 $R_5$ 
 $R_7$ 
 $R_8$ 
 $R_8$ 

wherein  $R_1$ ,  $R_2$ ,  $R_3$ ,  $R_4$ ,  $R_5$  and  $R_6$  have meanings as defined for formula IA; R represents lower alkyl; and the hydroxyl group at the 3-position is in the R-configuration and at the 5-position in the S-configuration; or an enantiomer thereof; in the presence of an aqueous base to afford an alkali metal salt of the formula

$$R_3$$
 $R_4$ 
 $R_6$ 
 $R_7$ 
 $R_1$ 
 $R_1$ 
 $R_2$ 
 $R_4$ 
 $R_6$ 
 $R_7$ 
 $R_1$ 
 $R_1$ 
 $R_2$ 
 $R_4$ 
 $R_5$ 
 $R_7$ 
 $R_1$ 
 $R_1$ 
 $R_2$ 
 $R_3$ 
 $R_4$ 
 $R_5$ 
 $R_7$ 
 $R_7$ 

wherein M represents sodium, lithium or potassium; and

(2) treating the alkali metal salt of formula IC with a calcium compound to afford the calcium salt of formula IA.

- 2. (Currently Amended) A <u>The</u> calcium salt according to claim 1, <del>obtainable by a process</del> wherein the aqueous base in step (1) is sodium hydroxide and M in formula IC represents sodium and wherein the calcium compound in step (2) is calcium chloride.
- 3. (Currently Amended) A <u>The</u> calcium salt according to claim 1, wherein  $R_1$  is isopropyl,  $R_2$  is fluorine, and  $R_3$ ,  $R_4$ ,  $R_5$  and  $R_6$  are hydrogen.
- 4. (Currently Amended) A calcium salt of the formula

$$R_3$$
 $R_4$ 
 $R_6$ 
 $R_5$ 
 $R_1$ 
 $R_1$ 
 $R_2$ 
 $R_4$ 
 $R_6$ 
 $R_7$ 
 $R_8$ 
 $R_1$ 
 $R_8$ 
 $R_9$ 
 $R_9$ 

wherein  $R_1$  is alkyl, cycloalkyl or aralkyl;  $R_2$ ,  $R_3$  and  $R_4$  are independently hydrogen, halogen or alkyl;  $R_5$  and  $R_6$  are independently hydrogen, halogen, alkyl, cycloalkyl, aralkyl, alkoxy or aralkoxy; and the hydroxyl group at the 3-position is in the R-configuration and at the 5-position in the S-configuration; or an enantiomer thereof; or a hydrate thereof; obtainable made by treating an alkali metal salt of the formula

$$R_3$$
 $R_4$ 
 $R_6$ 
 $R_6$ 
 $R_1$ 
 $R_1$ 
 $R_2$ 
 $R_4$ 
 $R_4$ 
 $R_5$ 
 $R_1$ 
 $R_1$ 
 $R_2$ 
 $R_4$ 
 $R_5$ 
 $R_1$ 
 $R_1$ 
 $R_2$ 
 $R_3$ 
 $R_4$ 
 $R_5$ 
 $R_1$ 
 $R_2$ 
 $R_3$ 
 $R_4$ 
 $R_5$ 
 $R_5$ 
 $R_7$ 
 $R_7$ 

wherein R<sub>1</sub>, R<sub>2</sub>, R<sub>3</sub>, R<sub>4</sub>, R<sub>5</sub> and R<sub>6</sub> have meanings as defined for formula IA; M represents sodium, lithium or potassium; and the hydroxyl group at the 3-position is in the R-configuration and at the 5-position in the S-configuration; or an enantiomer thereof; or a hydrate thereof; with a calcium compound to afford the calcium salt of formula IA.

- 5. (Currently Amended) A <u>The</u> calcium salt according to claim 4, <del>obtainable by a process</del> wherein M in formula IC represents sodium and the calcium compound is calcium chloride.
- 6. (Currently Amended) A <u>The</u> calcium salt according to claim 4, wherein  $R_1$  is isopropyl,  $R_2$  is fluorine, and  $R_3$ ,  $R_4$ ,  $R_5$  and  $R_6$  are hydrogen.

# 7. (Original) A crystalline calcium salt of the formula

$$R_3$$
 $R_4$ 
 $R_6$ 
 $R_7$ 
 $R_8$ 
 $R_7$ 
 $R_8$ 
 $R_8$ 
 $R_9$ 
 $R_9$ 

wherein  $R_1$  is isopropyl;  $R_2$  is fluorine;  $R_3$ ,  $R_4$ ,  $R_5$  and  $R_6$  are hydrogen; and the hydroxyl group at the 3-position is in the R-configuration and at the 5-position in the S-configuration; or an enantiomer thereof; or a hydrate thereof.

- 8. (Currently Amended) A <u>The</u> crystalline calcium salt according to claim 7, which has a powder X-ray diffraction pattern with maxima at 2θ values of 5.3, 11.8, 13.9, 17.5, 19.1, 22.0 and 23.1 and which has a melting point of about 220°C.
- 9. (Currently Amended) A method for the preparation of a crystalline calcium salt according to claim 7, which method comprises of formula (IA)

$$R_3$$
 $R_4$ 
 $R_6$ 
 $R_6$ 
 $R_1$ 
 $R_4$ 
 $R_6$ 
 $R_6$ 
 $R_7$ 
 $R_8$ 
 $R_1$ 
 $R_8$ 
 $R_8$ 
 $R_1$ 
 $R_8$ 
 $R_8$ 

wherein  $R_1$  is isopropyl;  $R_2$  is fluorine;  $R_3$ ,  $R_4$ ,  $R_5$  and  $R_6$  are hydrogen; and the hydroxyl group at the 3-position is in the R-configuration and at the 5-position in the S-configuration; or an enantiomer thereof; or a hydrate thereof, comprising:

# (1) hydrolyzing a compound of the formula

wherein R represents lower alkyl; and the hydroxyl group at the 3-position is in the R-configuration and at the 5-position in the S-configuration; or an enantiomer thereof; in the presence of an aqueous base to afford an alkali metal salt of the formula

wherein M represents sodium, lithium or potassium; and

- (2) treating the alkali metal salt of formula IE with a calcium compound to afford the crystalline calcium salt according to claim 7.
- 10. (Original) The method according to claim 9, wherein the aqueous base in step (1) is sodium hydroxide and M in formula IE represents sodium and wherein the calcium compound in step (2) is calcium chloride.
- 11. (Currently Amended) A method for the preparation of a crystalline calcium salt according to claim 7, which method comprises of formula (IA)

$$R_3$$
 $R_4$ 
 $R_6$ 
 $R_5$ 
 $R_1$ 
 $R_4$ 
 $R_6$ 
 $R_7$ 
 $R_8$ 
 $R_1$ 
 $R_8$ 
 $R_8$ 
 $R_9$ 
 $R_9$ 

wherein  $R_1$  is isopropyl;  $R_2$  is fluorine;  $R_3$ ,  $R_4$ ,  $R_5$  and  $R_6$  are hydrogen; and the hydroxyl group at the 3-position is in the R-configuration and at the 5-position in the S-configuration; or an enantiomer thereof; or a hydrate thereof, comprising:

treating an alkali metal salt of the formula

wherein M represents sodium, lithium or potassium; and the hydroxyl group at the 3-position is in the R-configuration and at the 5-position in the S-configuration; or an enantiomer thereof; or a hydrate thereof; with a calcium compound to afford the crystalline calcium salt according to claim 7.

- 12. (Original) The method according to claim 11, wherein M in formula IE represents sodium and the calcium compound is calcium chloride.
- 13. (Currently Amended) A pharmaceutical composition\_comprising:

a therapeutically effective amount of a calcium salt according to claim 7 in combination with one or more pharmaceutically acceptable carriers.

14. (Currently Amended) A method for the prevention and/or treatment of treating hypercholesterolemia, hyperlipoproteinemia, dyslipidemia and atherosclerosis, which method comprises comprising:

administering to a mammal in need thereof a therapeutically effective amount of a calcium salt according to claim 7.